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IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	MISC.S-05-039-MCE-JFM
	)	(CR S 02-255-MCE)
Plaintiff,	)	
	)	
v.	)	ORDER OF CONTINUING
	)	GARNISHMENT
JENNIFER B. MENDEZ,	)	
	)	
Defendant and	)	
Judgment Debtor.	)	
	)	
FIDELITY NATIONAL FINANCIAL,	)	
	)	
Garnishee.	)	
	)	

A Writ of Continuing Garnishment, directed to the Garnishee, has been duly issued and served upon the Garnishee. The Garnishee filed an Answer of Garnishee stating that at the time of service of the Writ, the Judgment Debtor is an employee of the Garnishee; the Judgment Debtor's pay period is semi-monthly; and the Judgment Debtor's disposable earnings per pay periods are \$1,530.90.

As of June 2, 2003, the current balance owing by the Judgment Debtor on the judgment is \$147,355.56, updated from the

1 amount of \$148,800.00 as shown in the Application For Writ of  
2 Continuing Garnishment filed herein.

3 The Judgment Debtor was served by the Garnishee with the  
4 Answer of Garnishee, and has not filed a written objection or  
5 requested a hearing within 20 days, as set forth in 28 U.S.C.  
6 § 3205(c)(5). Also, the Judgment Debtor has not requested a  
7 hearing on a claim of exemption, as set forth in 28 U.S.C.  
8 § 3014(b)(2).

9 Pursuant to 28 U.S.C. § 3205(c)(7), after the Garnishee  
10 files an Answer, and if no hearing is requested within the  
11 required time period, the Court shall promptly enter an order  
12 directing the Garnishee as to the disposition of the Judgment  
13 Debtor's non-exempt earnings.

14 ACCORDINGLY, IT IS ORDERED that the Garnishee, Fidelity  
15 National Financial, shall forward to the Clerk of the Court for  
16 the United States District Court for the Eastern District of  
17 California, twenty-five percent (25%) of the disposable earnings  
18 (gross wages less required deductions for federal income tax,  
19 federal social security, Medicare tax, state income tax, state  
20 disability insurance and payments to a public employee retirement  
21 system) per pay period owing by the Garnishee to the Judgment  
22 Debtor, beginning on the date the Garnishee received the Writ of  
23 Continuing Garnishment, to wit April 11, 2005, and continuing  
24 said payments for all subsequent pay periods until the judgment  
25 in favor of the United States is paid in full. The Garnishee

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1 shall pay to the Judgment Debtor the remaining amount of Judgment  
2 Debtor's disposable earnings that are not subject to the twenty-  
3 five percent garnishment.

4 DATED: June 8, 2005.

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7 UNITED STATES MAGISTRATE JUDGE  
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